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# Request for Continued Examination (RCE) Transmittal

Address to:  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/659,850
Filing Date	September 11, 2000
First Named Inventor	John R. Coffee et al.
Art Unit	3629
Examiner Name	Michael J. Fisher
Attorney Docket Number	7284-72573/WEP/PJP

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☒ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/ Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☒ Other Comm With Request For Continued Examination
- Miscellaneous**

  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)
   - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  
The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 03-3125 I have enclosed a duplicate copy of this sheet.

  - ☒ RCE fee required under 37 CFR 1.17(e) : 04/24/2007 BABRHHH1 00000086 09659850
   - ☐ Extension of time fee (37 CFR 1.136 and 1.17) : 01 FC:1801 790.00 UP
  - ☐ Other \_\_\_\_\_
  - ☒ Check in the amount of \$ 790.00 enclosed
   - ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Peter J. Phillips</i>	Date	April 19, 2007
Name (Print/Type)	Peter J. Phillips	Registration No.	29,691

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Peter J. Phillips</i>	Date	April 19, 2007
Name (Print/Type)	Peter J. Phillips	Date	April 19, 2007

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450; DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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72573/WEP/PJP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: John R. Coffee et al.

Serial No.: 09/659,850

Examiner: Michael J. Fisher

Filed: September 11, 2000

Art Unit: 3629

For: LOCATION AWARE WIRELESS GATEWAY

1185 Avenue of the Americas  
New York, New York 10036  
April 19, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION WITH REQUEST FOR CONTINUED EXAMINATION**

A Final Office Action issued on December 15, 2006, in connection with the above-identified application. The Office Action stated that if a first reply is filed within two months of mailing date of the final office action and the advisory action is not mailed until after the end of the three month shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed and any extension fee will be calculated from the mailing date of the advisory action.

An Amendment was filed on February 15, 2007 within two months of the final Office Action. In response an Advisory Action was issued on March 21, 2007, after the March 15, 2007 end of the shortened statutory period. The RCE is being filed within one month

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of the Advisory Action, i.e. by April 21, 2007. Accordingly, no extension of time is required. However, in the event an extension is needed, applicant hereby requests an extension of time, for responding to the December 15, 2007, Final Office Action in order to file a Request for Continued Examination.

No fee, other than the RCE fee of \$790.00 is deemed necessary in connection with the filing of this RCE. However, if any addition fee is required, authorization is given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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 4/19/07

Peter J. Phillips Date Reg. No. 29,691